

# SCANNED

## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

ROBERT EARTHMAN,  
Petitioner,

v.

WARDEN JAMES F. SHERMAN,  
Respondent.

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)  
)  
)  
)  
)  
)

C.A. No. 05-188 Erie

### RULE AND ORDER

AND NOW, this 1st day of August, 2005, after Robert Earthman presented a petition for a writ of habeas corpus,

IT IS ORDERED that within twenty days of service of this Rule and Order, the Respondent, and the United States Attorney for the Western District of Pennsylvania file an answer and brief to the allegations of the petition for writ of habeas corpus as well as a supporting brief showing cause, if any, why the writ should not be granted.

Service of this Rule and Order, together with a copy of the petition shall be made upon the Respondent, the United States Attorney General and the US Attorney for the Western District of Pennsylvania, by the United States Marshal. Service shall be by certified mail.

All costs to be advanced by the United States.

\_\_\_\_\_  
S/Susan Paradise Baxter  
SUSAN PARADISE BAXTER  
Chief U.S. Magistrate Judge



7160 3901 9842 6648 5874

3. Service Type **CERTIFIED MAIL**4. Restricted Delivery? (Extra Fee) ☐ Yes

1. Article Addressed to:

**JAMES F. SHERMAN, WARDEN**  
**FCI MCKEAN**  
**P.O. BOX 8000**  
**BRADFORD, PA. 16701**

3-188E, O/P, 8/10/03, SRB

PS Form 3811, January 2003

COMPLETE THIS SECTION ON DELIVERY	
A. Received by (Please Print Clearly) <b>D. DRACUP</b>	B. Date of Delivery <b>8/12</b>
C. Signature <b>X</b> <i>[Signature]</i>	
D. Is delivery address different from item 1? If YES, enter delivery address below:	
<input type="checkbox"/> Agent <input type="checkbox"/> Addressee <input type="checkbox"/> Yes <input type="checkbox"/> No	

L2:2 P 21 00V 500Z

05-188E

Domestic Return Receipt

2. Article Number



7160 3901 9842 6648 5881

3. Service Type **CERTIFIED MAIL**4. Restricted Delivery? (Extra Fee) ☐ Yes

1. Article Addressed to:

**UNITED STATES ATTORNEY**  
**700 GRANT STREET, SUITE 400**  
**SCOTTSDALE, PA. 15219**

3-188E, O/P, 8/10/03, SRB

PS Form 3811, January 2003

COMPLETE THIS SECTION ON DELIVERY	
COMPLETE THIS SECTION ON DELIVERY	
A. Received by (Please Print Clearly)	B. Date of Delivery <b>8-11-03</b>
C. Signature <b>X</b> <i>[Signature]</i>	
D. Is delivery address different from item 1? If YES, enter delivery address below:	
<input type="checkbox"/> Agent <input type="checkbox"/> Addressee <input type="checkbox"/> Yes <input type="checkbox"/> No	

L2:2 P 21 00V 500Z

Domestic Return Receipt

2. Article Number



7160 3901 9842 6648 5878

3. Service Type **CERTIFIED MAIL**4. Restricted Delivery? (Extra Fee) ☐ Yes

1. Article Addressed to:

**UNITED STATES ATTORNEY GENERAL**  
**DEPARTMENT OF JUSTICE**  
**10TH & CONSTITUTION, N.W.**  
**WASHINGTON, D.C. 20530**

3-188E, O/P, 8/10/03, SRB

PS Form 3811, January 2003

COMPLETE THIS SECTION ON DELIVERY	
COMPLETE THIS SECTION ON DELIVERY	
A. Received by (Please Print Clearly) <i>[Signature]</i>	B. Date of Delivery <b>AUG 15 2005</b>
C. Signature <b>X</b> <i>[Signature]</i>	
D. Is delivery address different from item 1? If YES, enter delivery address below:	
<input type="checkbox"/> Agent <input type="checkbox"/> Addressee <input type="checkbox"/> Yes <input type="checkbox"/> No	

S1:1 P 21 00V 500Z

Domestic Return Receipt

Receipt